

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

GERMAINE DOUGLAS O'NEIL, JR.,

Petitioner,

v.

WARDEN, CALIPATRIA STATE
PRISON,

Respondent.

No. 2:21-cv-01924-TLN-CKD

ORDER

Petitioner, a state prisoner proceeding pro se, has filed an application for a writ of habeas corpus pursuant to 28 U.S.C. § 2254. The matter was referred to a United States Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Rule 302.

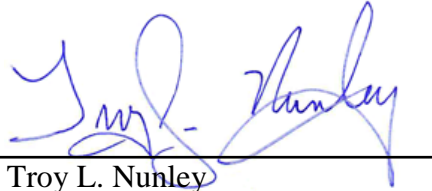
On October 22, 2021, the magistrate judge filed findings and recommendations herein which were served on Petitioner and which contained notice to Petitioner that any objections to the findings and recommendations were to be filed within fourteen days. (ECF No. 4.) Petitioner has filed objections to the findings and recommendations. (ECF No. 6.)

In accordance with the provisions of 28 U.S.C. § 636(b)(1)(C) and Local Rule 304, this Court has conducted a *de novo* review of this case. Having carefully reviewed the entire file, the Court finds the findings and recommendations to be supported by the record and by proper analysis.

Accordingly, IT IS HEREBY ORDERED that:

1. The findings and recommendations filed October 22, 2021, (ECF No. 4) are adopted in full;
2. Petitioner's petition for writ of habeas corpus is dismissed for failure to exhaust state court remedies;
3. This case is closed; and
4. The Court declines to issue the certificate of appealability referenced in 28 U.S.C. § 2253.

DATE: November 29, 2021



Troy L. Nunley
United States District Judge